

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Martin KASPAR et al.
Title: COOLANT CONDENSER
Appl. No.: Unassigned
Filing Date: 09/23/2004
Examiner: Unassigned
Art Unit: Unassigned

INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR §1.56

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Submitted herewith on Form PTO/SB/08 is a listing of documents known to Applicants in order to comply with Applicants' duty of disclosure pursuant to 37 CFR §1.56. A copy of each listed document, except as noted below, is being submitted to comply with the provisions of 37 CFR §1.97 and §1.98.

The USPTO has waived the requirement under 37 CFR 1.98(a)(2)(i) to submit copies of U.S. patents and U.S. patent application publications when citing and submitting an Information Disclosure Statements in a patent application filed after June 30, 2003 and in an international application that has entered the national stage under 37 USC §371 after June 30, 2003. Accordingly, copies of these types of documents are not being supplied in connection with this application. Reference is being made to OG Notice dated August 5, 2003, *Information Disclosure Statements May Be Filed Without Copies of U.S. Patents and Published Applications in Patent Applications filed after June 30, 2003.*

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the

present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

TIMING OF THE DISCLOSURE

The listed documents are being submitted in compliance with 37 CFR §1.97(b), within three (3) months of the date of entry of the national stage as set forth in 37 CFR §1.491.

RELEVANCE OF EACH DOCUMENT

The relevance of foreign-language documents A4-A9 is described in the present specification.

Documents A2, A4, A6 and A10-A16 were cited in the International Search Report in Applicants' International Application PCT/EP03/02995. A copy of the International Search Report setting forth the portion of each reference considered relevant by the examiner is attached.

Document A1 claims priority based on document A4.

Document A3 claims priority based on document A6.

English translations of the foreign-language documents are not readily available. However, English language abstracts are provided where available. Consequently, the foreign language documents have been submitted in compliance with the PTO requirements and, therefore, the document should be considered by the Examiner (37 CFR §1.97, §1.98 and MPEP §609).

10/508780

Att. No. 016906-0339

DT04 Rec'd PCT/PTO 23 SEP 2004

Applicants respectfully request that any listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08 be returned in accordance with MPEP §609.

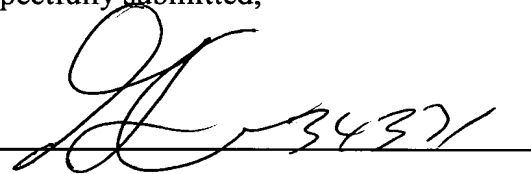
The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 CFR §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Respectfully submitted,

Date September 23, 2004

FOLEY & LARDNER LLP
Customer Number: 22428
Telephone: (202) 672-5414
Facsimile: (202) 672-5399

By



Richard L. Schwaab
Attorney for Applicant
Registration No. 25,479

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449B/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT Date Submitted: September 23, 2004 (use as many sheets as necessary)				Complete if Known	
				Application Number	Unassigned
				Filing Date	09/23/2004
				First Named Inventor	Martin KASPAR
				Group Art Unit	Unassigned
				Examiner Name	Unassigned
				Attorney Docket Number	016906-0339
Sheet	1	of	1		

U.S. PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code ² (if known)			
	A1	2001/0025511	A1	BERNINI	10-04-2001	
	A2	6,223,556	B1	DE KEUSTER ET AL.	05-01-2001	
	A3	5,992,174		MITTELSTRASS	11-30-1999	

FOREIGN PATENT DOCUMENTS								
Examiner Initials*	Cite No. ¹	Foreign Patent Document			Name of Patentee or Applicant of Cited Documents	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Office ³	Number ⁴	Kind Code ⁵ (if known)				
	A4	DE	200 04 438	U1	S.K.G. ITALIANA S.P.A.	07-27-2000		
	A5	DE	100 39 260	A1	BEHR GMBH & CO.	03-22-2001		Abst.
	A6	DE	197 12 714	A1	BEHR GMBH & CO.	10-01-1998		Abst.
	A7	FR	2 750 761	A1	VALEO THERMIQUE MOTEUR	01-09-1998		Abst.
	A8	EP	0 921 022	A2	DEUTSCHE CONTROLS GMBH	06-09-1999		Abst.
	A9	DE	44 02 927	A1	BEHR GMBH & CO.	08-03-1995		Abst.
	A10	JP	2001-33121	A	DENSO CORP.	02-09-2001		Abst.
	A11	EP	1 150 076	A2	DENSO CORP.	10-31-2001		
	A12	JP	2001-41612	A	CALSONIC KANSEI CORP.	02-16-2001		Abst.
	A13	JP	9-324962	A	DENSO CORP.	12-16-1997		Abst.
	A14	JP	2000-97524	A	NIPPON LIGHT METAL CO., LTD.	04-04-2000		Abst.
	A15	JP	2001-82836	A	NIPPON LIGHT METAL CO., LTD.	03-30-2001		Abst.
	A16	EP	0 854 058	A1	DEUTSCHE CONTROLS GMBH	07-22-1998		

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ⁶

Examiner Signature	Date Considered
--------------------	-----------------

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.